

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE
BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

TRACY VIZTHUM, L.P.N.
License # NP 06591400

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed practical nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about June 20, 2014, respondent was asked to provide documentation of all continuing education completed in the last three years. The request was sent on behalf of the Board of Nursing.
3. Respondent supplied documentation of a total of thirty (30) contact hours of nursing continuing education completed on June 30, 2014; three (3) contact hours

completed in February of 2014; and eight (8) contact hours completed in November of 2013.

4. On her 2013 renewal application, respondent indicated that she would have completed all required nursing continuing education by May 31, 2013.

CONCLUSIONS OF LAW

1. Respondent's failure to demonstrate timely completion of nursing continuing education requirements for the 2011-2013 renewal period constitutes a violation of N.J.A.C. 13:37-5.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

2. Respondent's indication on her 2013 renewal application that she would complete all required continuing education for the preceding renewal period by May 31, 2013, constitutes misrepresentation in violation of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on November 4, 2014, provisionally imposing a reprimand and a \$520 civil penalty. A copy of the Order was served upon the respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

The record reflects that the certified mailing of the Provisional Order was delivered on November 10, 2014. The regular mailing of the order was not returned. No response has been received to date. The Board considered this matter, and determined that service had been effected as the mailings had been sent to respondent's address of record with the Board. The Board further determined that as no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

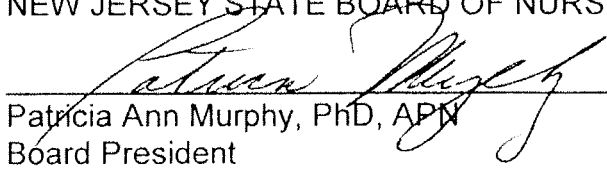
ACCORDINGLY, IT IS on this 11th day of February, 2015,
ORDERED that:

1. A reprimand is hereby imposed for respondent's violation of N.J.S.A. 45:1-21(b).
2. A \$250.00 civil penalty is hereby imposed for the violation of N.J.A.C. 13:37-5.3. Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, which shall be due within 21 days following the filing of this order. Payment shall be sent to the attention of George Hebert, R.N., Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, Sixth Floor, Newark, NJ 07101..
3. The three contact hours of nursing continuing education completed in November of 2013, and nineteen (19) of the thirty contact hours completed on June 30, 2014 may not be applied to satisfy continuing education requirements for the 2013-2015

licensing cycle. Only eleven of the thirty contact hours completed on June 30, 2013 may be applied towards the 2013-2015 obligation.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Ann Murphy, PhD, APRN
Board President